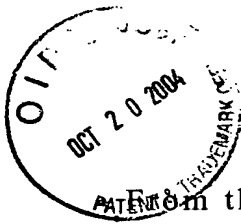


Remarks:

1. First of all, the applicant hereby apologizes for the repeated communications for the follow-up in the past days and months. Also, the Response/amendment mailed on: 8/19/2004 and received in TC 1600 on Sept. 15, 2004 is now canceled without any further consideration therefor.
2. Due to the late understanding of PTO PAIR System (Image File), applicant just got (in October) the final Office Action as mailed on 4/20/2004 from Internet. Based on the final office action, this amendment has been made to cancel Claim 2, and remain Claim 1 unchanged.
3. As to amended Claim 1, please check the Attachment enclosed herewith. Reviewing the amended Claim 1 as mailed on Oct. 21, 2003 from Taiwan (filed in PTO on: 10/30/03), the "Mori Folium" as shown in Claim 1 Item (a) had been deleted in the amendment (the PAIR showing the Response date of: 10/30/2003). The Examiner may read on the re-mailed Response/amendment copy (not the formal paper as filed: 10/30/2003) as re-mailed on: Feb. 3, 2004 and filed to PTO on: Feb. 10, 2004 in which the "Mori Folium" in Item (a) of Claim 1 was inadvertently not canceled. So, it caused the "misleading" by the Examiner. The applicant further apologizes for this matter.
4. The Response is overdue since the statutory response date is due

on: 7/20/2004. A 3-month extension fee of US\$490 (small entity) is enclosed herewith. This Response/amendment is mailed today (before 10/20/2004) so that a Certificate of Mailing is executed and also enclosed herewith.

5. The claim rejection under 35 USC 112 is now thought to be overcome. The non-receiving of last Office Action of 04/20/2004 is unavoidable. So, the 3-month extension fee, if possibly, is expected to be returned to the applicant without cashing the check (US\$490) as enclosed herewith.



From the above-mentioned remarks or amendment, the Examiner's rejection or objection is thought to be overcome. Accordingly, this application is now in condition of allowance, an early notice to this effect is respectfully expected.

Respectfully Submitted:

By: Ching-ming Chang

Date: Oct. 12, 2004

CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service through Taiwan Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231

By: Ching-ming Chang

Date: Oct. 12, 2004

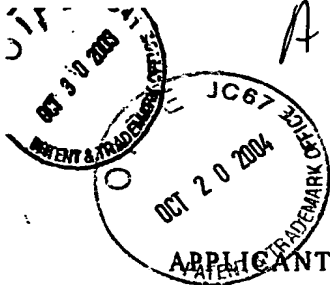


CHECK OF USD 490

for paying 3-month

Extension Fee

for: 10/033,472



Attachment

RECEIVED

IN THE UNITED STATES PATENT OFFICE NOV 05 2003

TECH CENTER 1600/2900

APPLICANT: Chang, Ching-Ming GROUP ART UNIT: 1651

SER. NO. 10/033,472

Examiner: LANKFORD JR. LEON B

FILED: 12/24/2001

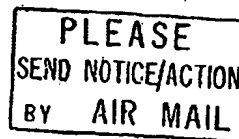
FOR: Method and Composition for Treating Diabetes

Attn: G. A. U. 1651

Honorable Commissioner of Patents

Washington, D.C. 20231

U.S.A.



Printed from PTO PAIR

Sir:

AMENDMENT

In response to the Office Action as mailed on: 09/15/2003, please further amend the above-identified application (as previously amended on: 3/28/2002) as follows:

IN THE CLAIMS:

Please cancel Claim 3 and further amend Claims 1 & 2 as follows:

1. (currently amended) A method for treating diabetes comprising the administering of a therapeutic composition comprising mixing of the following ingredients:

- a) a protein-containing material selected from the group consisting of ~~Mori Folium~~, soybean and powder of dried

this cancellation line is made after being printed from computer, so being easily forgotten.

when re-copied & re-mailed on Feb. 3, 2004.

*C. P. U. should mail the date of Oct. 21, 2003
Filed in PTO on Oct. 30, 2003.*

Bonito;

b) a polysaccharide-containing material selected from the group consisting of/ Lycii Fructus and Mori Folium; and

c) ~~a carrier selected from yeast for efficiently decreasing the blood sugar level of a diabetic patient.~~

2. (currently amended) A therapeutic composition for the treatment of diabetes comprising mixing of the following ingredients:

a) a protein-containing material selected from the group consisting of/ ~~Mori Folium~~, soybean and powder of dried Bonito;

b) a polysaccharide-containing material selected from the group consisting of/ Lycii Fructus and Mori Folium; and

c) ~~a carrier selected from yeast for efficiently decreasing the blood sugar level of a diabetic patient.~~

3. (canceled)

Remarks:

1. This amendment has been made to cancel Claim 3 and further amend Claims 1 & 2 as previously amended.
2. Claim 3 has been canceled because the limitation of yeast as made from molasses is meaningless and also not novel in view of U.S. 4,379,845 of which the Abstract page is attached herewith.
3. Claims 1 and 2 have been amended to overcome the rejection/objection under 35 USC 112.
4. The "Bonito liver" as originally filed is an error (not a typo or typing error), which was made when preparing the specification/claims.

The error is made by a poor phone communication with my friend, thereby causing misleading and false translation for the nomenclature from Chinese into English. Please refer to the enclosed two declarations made by me and my friend, Mr. Huang Shih-Hsing.

Applicant hereby apologizes for this mistake causing the Examiner's confusing.

5. Applicant hereby declare that I am the true inventor for this novel method and composition and do not know any prior arts disclosing the same or similar composition/method as taught by this application.
6. Still, if these are rare informal or poor wording or errors in the claims, the Examiner is cordially requested to directly amend them by your side, for which the amendments thus made will be highly appreciated by the applicant.

7. Accordingly, this application, especially after this amendment, is thought to be placed in condition of allowance. An early Notice to this effect is respectfully expected.

Respectfully submitted:

By: Ching-Ming Chang

Ching-Ming Chang

signed on: Oct. 21, 2003

Attachments

(omitted)